

**IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH**

**CRM-M-13837-2020 (O&M)**

**Date of Decision: 16.07.2020**

Sukhdev Ram

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Mr. R.S. Mamli, Advocate for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

....

**TEJINDER SINGH DHINDSA, J. (ORAL).**

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking anticipatory bail to the petitioner in case FIR No.98, dated 07.05.2020, under Section 21(b) of the NDPS Act, registered at Police Station City Ratia, District Fatehabad.

While issuing notice of motion, the following order was passed by this Court on 03.06.2020:

*“The Court has been convened through video conferencing due to covid-19 pandemic.*

*Learned counsel for the petitioner submits that the name of petitioner does not figure in the FIR. He has been named in the disclosure statements made by co-accused Ashwani and Sunita. He points out that 15 grams of heroin was recovered from the pant's pocket of Ashwani and recovery of eight grams heroin was effected from the residence of Sunita, which is non-commercial.*

*Notice of motion.*

*On asking of the Court, Mr. Sukhdeep Parmar, DAG, Haryana who is available through video conferencing accepts notice on behalf of the respondent and on instructions from SI Ramesh Kumar, opposes the bail application.*

*List on 16.07.2020.*

*Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting Investigating Officer. He shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”*

Learned State counsel upon instructions from SI Ramesh Kumar informs the Court that the petitioner has since joined investigation.

That apart, the observations made by this Court in the notice of motion order dated 03.06.2020 have not met with any rebuttal.

In view of the above, the instant petition is allowed.

Order dated 03.06.2020 is made absolute.

Disposed of.

**16.07.2020**

*harjeet*

**(TEJINDER SINGH DHINDSA)  
JUDGE**

- |     |                            |        |
|-----|----------------------------|--------|
| i)  | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable?        | Yes/No |